

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Jean-Marie VOGEL et al.

Confirmation No.: 6000

Application No: 09/528,989

Group Art Unit: 1617

Filed: March 20, 2000

Examiner: Shengjun Wang

For: INJECTABLE AND SWELLABLE
MICROSPHERES FOR TISSUE
BULKING

Attorney Docket No.: 9676-292-999

INFORMATION DISCLOSURE STATEMENT
SUBMITTED WITH THE REQUEST FOR CONTINUED EXAMINATION

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Submitted herewith on a modified Form PTO-1449 is a listing of documents which are being submitted in accordance with Applicants' duty of disclosure pursuant to 37 CFR §1.56. A copy of each listed document is being submitted to comply with the provisions of 37 CFR §1.97 and §1.98.

Document B01 was cited in the attached Communication (Document C01) issued on December 3, 2004 in connection with the European counterpart to this case.

Document C02 was listed on the PTO Form-1449 submitted with the Information Disclosure Statement filed June 21, 2000. The Examiner, however, did not consider document C02, as evidenced in the PTO Form-1449 that was returned to Applicants with the Office Action dated April 27, 2001. Applicants re-submit herewith a copy of document C02 and an English-language translation of that document (Document C03).

Applicants submit herewith, in lieu of the issue fee, a Request for Continued Examination and this Information Disclosure Statement. Applicants respectfully request explicit acknowledgment of the references submitted herewith and the issuance of a new Notice of Allowability.

In other words, Applicants submit that the claims that have been allowed are patentable over the references submitted herewith. But, in an abundance of caution, Applicants submit these references for consideration by the Examiner.

TIMING OF THE DISCLOSURE

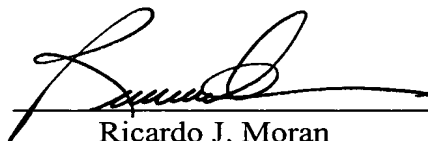
The listed documents are being submitted in compliance with 37 CFR §1.97(b)(4), before the mailing of a first Office action after the filing of a request for continued examination under 37 C.F.R. § 1.114. Document B01 is in English. Documents C01 is in French and Applicants submit herewith an English-language translation of that document as document C02.

Applicants respectfully request that any listed document be considered by the Examiner and be made of record in the present application and that an initialed copy of Form PTO 1449 be returned in accordance with MPEP §609.

No fee is believed due for this submission. However, should any additional fees be required for this submission or to avoid abandonment of the application, please charge such fees to Jones Day Deposit Account No. 50-3013.

Respectfully submitted,

Date: March 4, 2008



Ricardo J. Moran

48,753

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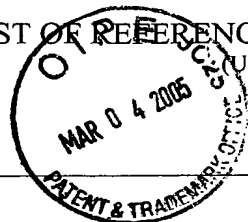
For: Anthony M. Insogna (Reg. No. 35,203)

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LIST OF REFERENCES CITED BY APPLICANT

(Use several sheets if necessary)



ATTY. DOCKET NO.

9676-292-999

APPLICATION NO.

09/528,989

APPLICANT

VOGEL, Jean-Marie; BOSCHETTI, Egisto

FILING DATE

March 20, 2000

GROUP

1617

U.S. PATENT DOCUMENTS

*EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	A01						
	A02						
	A03						
	A04						
	A05						
	A06						
	A07						
	A08						
	A09						
	A10						
	A11						
	A12						

FOREIGN PATENT DOCUMENTS

		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
							YES	NO
	B01	EP0811373 A2	12/10/1997	EUROPE				X
	B02							
	B03							
	B04							
	B05							
	B06							
	B07							
	B08							
	B09							

OTHER REFERENCES (Including Author, Title, Date, Pertinent Pages, Etc.)

C01	Communication pursuant to Article 96(2) EPC issued on December 12, 2004 in connection with European Application No. 01922415.3.
C02	Laurent A., <i>et al.</i> , "Etude Histologique de Plusieurs Matériaux D'Embolisation et D'Un Nouveau Type de Matériel Sphérique et Adhésif," <i>Innov. Tech. Biol. Med.</i> 10: 358-366 (1989).
C03	Laurent A., <i>et al.</i> , "Etude Histologique de Plusieurs Matériaux D'Embolisation et D'Un Nouveau Type de Matériel Sphérique et Adhésif," <i>Innov. Tech. Biol. Med.</i> 10: 358-366 (1989). (English-language Translation).

EXAMINER

DATE CONSIDERED

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.